

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION**

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BABY DOE, A CITIZEN OF AFGHANISTAN	:	
CURRENTLY RESIDING IN NORTH	:	
CAROLINA, BY AND THROUGH NEXT	:	CIVIL ACTION NO. 3:22-CV-49
FRIENDS, JOHN AND JANE DOE;AND JOHN	:	
AND JANE DOE, CITIZENS OF AFGHANISTAN:	:	
AND LEGAL GUARDIANS OF BABY DOE,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
JOSHUA MAST, STEPHANIE MAST, RICHARD	:	
MAST, KIMBERLEY MOTLEY, AND AHMAD	:	
OSMANI,	:	
	:	
Defendants,	:	
	:	
and	:	
	:	
UNITED STATES SECRETARY OF STATE	:	
ANTONY BLINKEN AND UNITED STATES	:	
SECRETARY OF DEFENSE GENERAL	:	
LLOYD AUSTIN,	:	
	:	
Nominal Defendants.	:	
-----	X	

JOINT MOTION TO MODIFY AMENDED PRETRIAL ORDER

Plaintiffs Baby Doe, John Doe and Jane Doe, and Defendants Joshua Mast, Stephanie Mast, Richard Mast, Kimberley Motley, Ahmad Osmani, Secretary Antony Blinken and General Lloyd Austin, by counsel, file this Joint Motion to Modify Pretrial Order (ECF No. 81) such that the deadlines relating to expert discovery are extended by approximately three months.

Under Rule 16(b) of the Federal Rules of Civil Procedure, the Court may modify a scheduling order for good cause. Here, good cause exists because discovery has only recently begun and motion practice may moot the need for expert discovery altogether, thereby saving time and expense for the parties and the Court. Providing the parties additional time to engage in expert discovery will provide them the opportunity to determine whether and to what extent expert discovery is actually needed in this matter. Extending the deadlines for expert discovery will not otherwise affect the schedule entered by the Court.

Accordingly, the parties propose that the deadlines for expert discovery be extended as noted below:

<u>Event</u>	<u>Original Deadline</u>	<u>Revised Deadline</u>
Plaintiffs' Initial Expert Disclosures	February 23, 2023	May 24, 2023
Defendants' Initial Expert Disclosures	March 10, 2023	June 8, 2023
Deadline to Complete Discovery	90 days before trial date	No change
Deadline to File Dispositive Motions	75 days before trial date	No change
Deadline for Hearing Dispositive Motions	45 days before trial date	No change

The parties, therefore, respectfully ask the Court for an order modifying the deadlines set forth in the Amended Pretrial Order (ECF No. 81) in accordance with the schedule suggested herein. A proposed Second Amended Scheduling Order is attached hereto for the Court's consideration.

Dated: January 26, 2023

Respectfully submitted,

/s/ Maya Eckstein

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CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of January 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing to all CM/ECF participants.

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